

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

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PENNEAST PIPELINE COMPANY, LLC,  vs.  A PERMANENT EASEMENT OF 0.43 ACRE ± AND A TEMPORARY EASEMENT OF 0.77 ACRE ± IN TOWAMENSING TOWNSHIP, CARBON COUNTY, PENNSYLVANIA, TAX PARCEL NO. 16D-56-A2;  ERIC M. McKEEVER; FIRST NORTHERN BANK AND TRUST CO.;  AND ALL UNKNOWN OWNERS,	Plaintiff,  Civil Action  Eminent Domain  FILED ELECTRONICALLY	No. 3:19-cv-00464-MEM
	Defendants.	

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**STIPULATION**

WHEREAS, comes counsel for Plaintiff, PennEast Pipeline Company, LLC (“PennEast”), and Defendant, who hereby stipulate as follows:

1. PennEast filed a Notice of Voluntary Dismissal without Prejudice on September 27, 2021.

2. The parties agree that any objection, petition, or application by Defendant in response to PennEast's Notice of Voluntary Dismissal without Prejudice must be filed within thirty days.

3. Defendant does not waive the right to include any fees incurred during this litigation in a petition for fees, to include fees associated with the filing of a fee petition; and PennEast does not waive the right to challenge the same.

4. It is the intention of the parties that this Stipulation be entered as an Order of Court.

SO STIPULATED:

**Keefer, Wood, Allen & Rahal, L.P.**

BY: /s/ Donald M. Lewis, III

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BY: /s/ Michael Faherty

Michael Faherty, Esq.  
75 Cedar Avenue  
Hershey, PA 17033  
717-256-3000  
Attorneys for Defendant Landowner

Dated: 10/14/2021

SO ORDERED:

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The Honorable Malachy E. Mannion

**CERTIFICATE OF SERVICE**

I, Donald M. Lewis III, Esquire, one of the attorneys for plaintiff PennEast Pipeline Company, LLC, hereby certify that on this date the foregoing paper has been served upon counsel of record via the ECF system and upon an unrepresented party by First Class Mail (postage prepaid), as follows:

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First Northern Bank and Trust Co.  
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Palmerton, PA 18071  
c/o Bobbie Jo Kleppinger  
(authorized agent for acceptance of service)

KEEFER WOOD ALLEN & RAHAL, LLP

Dated: October 14, 2021

By s/ Donald M. Lewis III  
Donald M. Lewis III, Of Counsel